

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

KTM AG,	)	
	)	Case No. 21-cv-1279
Plaintiff,	)	
	)	Judge Robert M. Dow, Jr.
v.	)	
	)	
THE INDIVIDUALS, CORPORATIONS,	)	
LIMITED LIABILITY COMPANIES,	)	
PARTNERSHIPS AND UNINCORPORATED	)	
ASSOCIATIONS IDENTIFIED ON SCHEDULE	)	
A HERETO,	)	
	)	
Defendants.	)	

**PLAINTIFF’S NOTICE OF VOLUNTARY DISMISSAL WITH LEAVE TO  
REINSTATE**

Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, Plaintiff KTM AG hereby dismisses without prejudice with leave to reinstate on or before October 18, 2021, against Defendants No. 14 “Anglewide”, No. 18 “Anpart”, No. 29 “BCtimingparts”, No. 45 “CCiyu”, No. 63 “CTCAUTO”, No. 92 “Findauto”, and No. 137 “Ineedup”. In the event a motion to reinstate is not filed on or before October 18, 2021, the case shall be deemed, without further order of the Court, to be dismissed with prejudice against Defendants No. 14 “Anglewide”, No. 18 “Anpart”, No. 29 “BCtimingparts”, No. 45 “CCiyu”, No. 63 “CTCAUTO”, No. 92 “Findauto”, and No. 137 “Ineedup”. Each party shall bear its own attorney’s fees and costs.

In view of this dismissal, the Motion to Dismiss and Dissolve the Preliminary Injunction filed by Defendants No. 14 “Anglewide”, No. 18 “Anpart”, No. 29 “BCtimingparts”, No. 45 “CCiyu”, No. 63 “CTCAUTO”, No. 92 “Findauto”, and No. 137 “Ineedup” [Dkt. No. 69] is rendered moot.

The respective Defendant has not filed an answer to the complaint or a motion for summary judgment in this matter. Therefore, it is respectfully submitted that dismissal under Rule 41(a)(1) is appropriate.

Respectfully submitted,

Dated: August 18, 2021

By: s/Michael A. Hierl  
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Attorneys for Plaintiff  
KTM AG

**CERTIFICATE OF SERVICE**

The undersigned attorney hereby certifies that a true and correct copy of the foregoing Notice of Voluntary Dismissal with Leave to Reinstate was filed electronically with the Clerk of the Court and served on all counsel of record and interested parties via the CM/ECF system on August 18, 2021.

s/Michael A. Hierl